

## **Content of the Request for DOE Approval of an Exemption from 10 CFR 830, Subpart B Requirements**

The provisions for requesting and granting exemptions to rules are stated in 10 CFR 820, Subpart E, Exemption Relief. Additional guidance is provided in DOE-STD-1083-95, Requesting and Granting Exemptions to Nuclear Safety Rules. In the request for DOE approval of an exemption from 10 CFR 830 requirements, the contractor should:

1. Provide basic information
  - 1.1 Operations/Field/Area Office
  - 1.2 Facility
  - 1.3 Hazard Category
  - 1.4 Facility type, per 10 CFR 830, Subpart B, Appendix A, Table 2
  - 1.5 Facility remaining operational life.
2. Identify the requirements, or parts of requirements, from which exemptions are being requested.
3. Specify if the exemption being requested is temporary or permanent.
4. Identify the specific activities that would be necessary to implement the requirement for which the exemption is being requested.
5. State and provide the supporting justification that the exemption:
  - (a) Is authorized by law;
  - (b) Would not present an undue risk to public health and safety, the environment, or facility workers; and
  - (c) Is consistent with safe operations of a DOE nuclear facility.
6. Discuss the special circumstances that warrant the exemption (see 10 CFR 820.62).
7. Provide justification that there will be no significant increase in risk to the public, facility workers, or the environment that would result from granting the exemption versus implementing the requirement.
8. Discuss any proposed alternatives or mitigating actions taken to provide protection from the hazard covered by the requirement.
9. State what benefit is realized by not meeting the requirement from which the exemption is being requested.
10. Identify any urgent circumstances warranting the necessity for a temporary relief, as well as when compliance will be achieved, if temporary relief is requested.
11. Include any additional information that is not requested above, but is helpful to understand the request and support its approval.
12. Identify and justify the date (if any) by which the exemption decision must be made to prevent or minimize impacts on safety, operations, or mission.